



PTO/SB/21 (09-04)
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

10

Application Number	10/731,635
Filing Date	12/09/03
First Named Inventor	DeLoach, Michael W., Sr.
Art Unit	3635
Examiner Name	Horton, Yvonne Michele
Attorney Docket Number	T105 1010.2

ENCLOSURES (Check all that apply)

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input checked="" type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/
Incomplete Application
<input type="checkbox"/> Reply to Missing Parts
under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers

<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a
Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address

<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund

<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC

<input type="checkbox"/> Appeal Communication to Board
of Appeals and Interferences

<input type="checkbox"/> Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

<input type="checkbox"/> Proprietary Information

<input type="checkbox"/> Status Letter
<input type="checkbox"/> Other Enclosure(s) (please identify
below): |
|--|--|---|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Womble Carlyle Sandridge & Rice, PLLC
Signature	
Printed name	Steven D. Kerr
Date	May 22, 2006

Reg. No. 32,472

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name Sheila M. Gray

Date May 22, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) \$180.00**Complete if Known**

Application Number	10/731,635
Filing Date	12/09/03
First Named Inventor	DeLoach, Michael W., Sr.
Examiner Name	Horton, Yvonne Michele
Art Unit	3635
Attorney Docket No.	T105 1010.2

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 09-0528 Deposit Account Name: Womble Carlyle et al.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)
Each independent claim over 3 (including Reissues)
Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____	_____ / 50 = _____	(round up to a whole number) x _____	= _____	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Filing Fee for Information Disclosure Statement

Fees Paid (\$)

180.00

SUBMITTED BY

Signature

Registration No. 32,472
(Attorney/Agent)

Telephone (404) 962-7524

Name (Print/Type) Steven D. Kerr

Date May 22, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
)
DeLoach, Michael W., Sr.)
)
Serial No: 10/731,635)
)
Filed: 12/09/03)
)
For: TILT-UP CONCRETE WALL PANEL)
FORM AND METHOD OF FABRICATING)
SAME)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby voluntarily discloses the information listed on the attached Forms PTO/SB/08A and PTO/SB/08B to the Commissioner for Patents. The citation of information on the attached Form(s) PTO/SB/08, "List of Art Cited by Applicant" is made pursuant to 37 C.F.R. §§ 1.97 and 1.98. A copy of the cited item is enclosed unless stated otherwise hereinbelow.

By Waiver in the Pre-OG Notice dated July 11, 2003, the Patent Office established that "[t]he Office ... waives the requirement under 37 CFR 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003. Further, pursuant to the Deputy Commissioner's Notice of October 19, 2004, "the requirement in 37 CFR 1.98(a)(2)(iii) for a legible copy of the specification, including claims, and drawings of each cited pending U.S. patent application (or portions of the application which caused it to be listed) is sua sponte waived where the cited pending application is stored in the USPTO's I[mage] F[ile] W[raper] system."

05/26/2006 HMARZ11 00000015 090528 10731635

01 FC:1806 180.00 DA

With a view to the above, the following summarizes the status of copies of listed information provided with the instant Information Disclosure Statement:

- copy of Item 1 is attached hereto.

Citation of this information does not constitute an admission that any of the materials are available as a reference, does not constitute an admission of priority, does not constitute an admission that any information cited or provided hereby is "material," and does not constitute a waiver of any right applicant may have under applicable statutes, Rules of Practice in patent cases, or otherwise. Without limiting the foregoing, Applicant specifically reserves the right to establish the patentability of the claimed invention over any of the listed information should they be applied as references, and/or to prove that some of the cited information may not be prior art, and/or to prove that some of the cited information may not be enabling for the teachings they purport to offer.

This statement further should not be construed as a representation that an exhaustive search has been made, or that the information cited herewith is material, or that there does not exist information more material to the examination of the present Application. The Examiner is specifically requested not to rely solely on the information submitted herein. On the contrary, the Examiner is requested to conduct a thorough review of the information, and to form independent opinions as to its significance.

A copy of the reference listed on the attached Form(s) PTO/SB/08 is being submitted at a seemingly late date because they were only recently brought to our attention as a result of foreign prosecution; and a certification, as specified in paragraph (e) of 37 CFR 1.97, is enclosed herewith.

In accordance with 37 CFR 1.97(c) and 1.17(p), Applicant authorizes the commissioner to charge \$180.00 to our Deposit Account No. 09-0528 representing the filing fee for filing this Information Disclosure Statement.

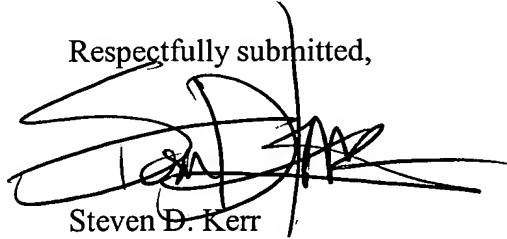
It is respectfully requested that the Examiner initial and return copies of the enclosed form(s) PTO/SB/08 and indicate in the official file wrapper of the above-identified patent application that each item of the cited information has been considered.

The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Account No. 09-0528.

Date:

May 22, 2006

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Steven D. Kerr", written over a horizontal line.

Steven D. Kerr
Reg. No. 32,472
Attorney for Applicant

Womble Carlyle Sandridge & Rice, PLLC
P.O. Box 7037
Atlanta, GA 30357-0037
(404) 872-7000 (Telephone)
(404) 888-7490 (Facsimile)

Docket No.: T105 1010.2



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
)
DeLoach, Michael W., Sr.)
)
Serial No: 10/731,635)
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Filed: 12/09/03)
)
For: TILT-UP CONCRETE WALL PANEL)
FORM AND METHOD OF FABRICATING)
SAME)

37 CFR 1.97(e) CERTIFICATION

Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

Sir:

This certification is being submitted, in accordance with 37 CFR 1.97, with the Information Disclosure Statement enclosed herewith. Each reference cited by the Information Disclosure Statement was cited in a communication from a foreign patent office regarding a related foreign application. The communication from the foreign patent office was not received more than three months prior to the submittal of this certification.

May 22, 2006
Date

Womble Carlyle Sandridge & Rice, PLLC
P.O. Box 7037
Atlanta, GA 30357-0037
(404) 872-7000 (Telephone)
(404) 888-7490 (Facsimile)

Respectfully submitted,

Steven D. Kerr
Steven D. Kerr
Reg. No. 32,472



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DeLoach, Michael W., Sr.

Serial No: 10/731,635

Filed: 12/09/03

For: TILT-UP CONCRETE WALL PANEL
FORM AND METHOD OF FABRICATING
SAME

CERTIFICATE OF MAILING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that the following papers are being deposited for delivery to the above addressee, with the United States Postal Service on May 22, 2006.

Transmittal Form;
Fee Transmittal;
Information Disclosure Statement;
37 C.F.R. 1.97(e) Certification;
Form PTO/SB/08A (1 page);
Copy of item 1; and
Return Postcard.

May 22, 2006
Date

Sheila Gray
(Printed Name of Person Mailing Corresp.)

Sheila Gray
(Signature of Person Mailing Corresp.)